

1
2
3
4
5
6
7
8

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

9 **UNITED STATES OF AMERICA,**
10 **Respondent,**
11 **v.**
12 **JUAN ZAMORANO-GUERRERO,**
13 **Defendant-Petitioner.**

Case No.: 4:13-cv-02989-YGR
Criminal No.: 4:12-cr-0160-YGR

ORDER REQUIRING ANSWER

14
15 On June 27, 2013, *pro se* Petitioner-Defendant Juan Zamorano-Guerrero moved under 28
16 U.S.C. section 2255 for an order to vacate, set aside, or correct his sentence and conviction on
17 grounds of ineffective assistance of counsel. (Dkt. No. 19.) The Court has reviewed the motion
18 and determines that it does not "plainly appear" from the motion that Zamorano-Guerrero is entitled
19 to no relief. 5C West's Fed. Forms, District Courts-Criminal § 95:2, Rule 4(b) (5th ed.). The Court
20 therefore **ORDERS** the government to answer the motion. *Id.*, Rule 5(a). The government shall file
21 its response within thirty days of the signature date of this order. Zamorano-Guerrero may submit a
22 reply to the government's answer within thirty days of service of the answer. The Court sets no oral
23 argument or evidentiary hearing at this time. *See id.*, Rule 8(a).

24 **IT IS SO ORDERED.**

25 Date: December 20, 2013


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE

26
27
28